

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 245 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE A.K.TRIVEDI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? Yes
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?
2 to 5 No

SADANANDJI SWAMY

Versus

STATE OF GUJARAT

Appearance:

MR RC JANI for Petitioner
Mr. AJ Desai, APP for Respondent No. 1

CORAM : MR.JUSTICE A.K.TRIVEDI

Date of decision: 26/03/98

ORAL JUDGEMENT

Heard learned Advocate Mr. R.C. Jani appearing for the petitioner.

2. Leave to amend as prayed is granted to the petitioner so as to implead concerned Police Officer as respondent No.2.

3. Rule. Learned APP Mr. A.J. Desai waives service of rule. Having regard to the facts and circumstances apparent from the Annexures produced with the petition and the submission advanced at the Bar on behalf of the petitioner as well as learned APP, the petitioner is directed to approach the competent court and file necessary application stating his explanation for previous absence and claiming appropriate remedy. The petitioner shall approach the trial court on or before 30th March, 1998. In the meanwhile, respondent No.2 is directed not to arrest the petitioner till 30th March, 1998.

4. Rule is made absolute accordingly. No order as to costs. Direct service is permitted.

p.n.nair